

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Group Art Unit Unknown

In re
Patent Application of

Phillip M. Crudo, et al.

Application No. 10/531,628

Confirmation No.: 8194

Filed: April 14, 2005

Examiner: Not Yet Assigned

“STANDARDIZED BINDING
ELEMENTS”

RESPONSE TO NOTICE OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE
UNITED STATES DESIGNATED/ELECTED OFFICE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office, which was mailed September 26, 2005 and a copy of which is attached. Enclosed are a Declaration, Power of Attorney, Fee Calculation Sheet and a check for \$130 for the surcharge.

Please note that the attached Declaration and Power of Attorney contains only four of the five inventors' signatures. Therefore, also enclosed is a Petition for Filing When An Inventor Refuses to Sign or Cannot Be Reached Under 37 C.F.R. § 1.47(a), the Declaration of Julie Freeman with supporting exhibits and a check in the amount of \$200 for payment of the required fee under 37 C.F.R. § 1.17(g).

12/19/2006 LLANDGRA 00000016 10531628

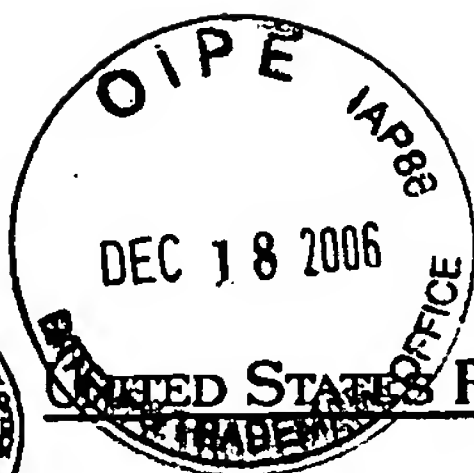
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130.00 OP

Respectfully submitted,

Richard L. Kaiser
Reg. No. 46,158

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/531,628	Phillip M Crudo	235128

23460
LEYDIG VOIT & MAYER, LTD
TWO PRUDENTIAL PLAZA, SUITE 4900
180 NORTH STETSON AVENUE
CHICAGO, IL 60601-6780

INTERNATIONAL APPLICATION NO.

PCT/US03/33386

I.A. FILING DATE	PRIORITY DATE
10/21/2003	10/21/2002

CONFIRMATION NO. 8194
371 FORMALITIES LETTER
OC000000017100837
OC000000017100837

Date Mailed: 09/26/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/14/2005
- Copy of the International Search Report filed on 04/14/2005
- Copy of IPE Report filed on 04/14/2005
- Preliminary Amendments filed on 04/14/2005
- Information Disclosure Statements filed on 04/14/2005
- Oath or Declaration filed on 04/14/2005
- Request for Immediate Examination filed on 04/14/2005
- U.S. Basic National Fees filed on 04/14/2005
- Priority Documents filed on 04/14/2005
- Specification filed on 04/14/2005
- Claims filed on 04/14/2005
- Abstracts filed on 04/14/2005
- Drawings filed on 04/14/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath

or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

VONDA M WALLACE

Telephone: (703) 308-9140 EXT 225

PART 2 - OFFICE COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/531,628	PCT/US03/33386	235128



U.S. APPLICATION NO. (if known) 10/531,628		FEE TRANSMITTAL (MISSING PARTS - UTILITY)		ATTORNEY'S DOCKET NUMBER 017673-9042-01	
The following fees are submitted:					PTO Use Only
<input type="checkbox"/> a) Basic national fee (application filed BEFORE 12/08/2004)..... \$790.00				\$ 0	
<input type="checkbox"/> b) Basic national fee (application filed AFTER 12/08/2004)..... \$300.00				\$ 0	
<input type="checkbox"/> c) Examination fee (application filed AFTER 12/08/2004)..... \$200.00				\$ 0	
<input type="checkbox"/> d) Search fee (application filed AFTER 12/08/2004)..... \$500.00				\$ 0	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total sheets	Extra sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
			x 250.00	\$ 0	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	- 20 =		x \$50.00	\$	
Independent claims	- 3 =		x \$200.00	\$	
<input checked="" type="checkbox"/> Surcharge of \$130.00 for late filing of the oath or declaration and/or late payment of the filing fee.				\$ 130	
TOTAL OF ABOVE CALCULATIONS =				\$ 130	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$ 0	
TOTAL FEES ENCLOSED =				\$ 130	
				Amount to be refunded:	\$
				Amount to be charged:	\$
a. <input checked="" type="checkbox"/> A check in the amount of \$130 to cover the above fee is enclosed.					
b. <input type="checkbox"/> Please charge my Deposit Account No. 13-3080 in the amount of \$130 to cover the above fees. A duplicate copy of this sheet is enclosed.					
c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 13-3080. A duplicate copy of this sheet is enclosed.					
d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
CUSTOMER NO. 065040			SIGNATURE <u>Richard L. Kaiser</u> Richard L. Kaiser NAME 46,158 REGISTRATION NUMBER		